

CLASS OF SERVICE

This is a fast message unless its deferred character is indicated by the proper symbol.

WESTERN UNION

TELEGRAM

W. P. MARSHALL, PRESIDENT

SYMBOLS

DL=Day Letter

NL=Night Letter

LT=International Letter Telegram

1220
(R 11-54)

The filing time shown in the date line on domestic telegrams is STANDARD TIME at point of origin. Time of receipt is STANDARD TIME at point of destination

171 SSC275

1960 OCT 18

PM 4

2 RWA082 LONG PD=ROSWELL NMEX 18 321P MST= 1960 OCT 18 PM 4 05
NEW MEXICO OIL CONSERVATION COMMISSION=
STATE CAPITOL BLDG NTA FE NMEX=

THE UNDERSIGNED MINERAL OWNERS UNDER THE SW1/4SW1/4 OF SECTION 27, T. 12 S R37E NMPM OBJECT TO THE REQUEST OF CITTES SERVICE IN CASE 2101 AND URGE THE COMMISSION NOT TO ENTER ANY ORDER PURPORTING TO FORCE POOL THEIR ROYALTY INTERESTS IN THE ABOVE ACREAGE TO FORM ANY 80=ACRE UNIT. OUR REASONS FOR OBJECTION ARE: (1) THERE IS NO STATUTORY AUTHORITY FOR FORCE POOLING ROYALTY OWNERS; (2) ORDER NO R=1724 CREATING 80=ACRE PRORATION UNITS IS A TEMPORARY ORDER AND UNLESS CAUSE IS SHOWN THE POOL WILL REVERT TO STANDARD 40=ACRE PRORATION UNITS ON AUGUST 1 1961; (3) WE HAD NO ACTUAL NOTICE OF CASE 2101 IN WHICH TEMPORARY 80=ACRE PRORATION UNITS WERE AUTHORIZED AND AT THE JULY HEARING WE ARE GOING TO APPEAR AND STRONGLY OPPOSE MAKING 80=ACRE UNITS PERMANENT; (4) ORDER NO R=1724 PERMITS THE DRILLING OF WELLS ON 40 ACRES DURING THE ONE YEAR PERIOD AND THE ATTEMPT OF CITTES SERVICE TO FORCE POOL DURING THE ONE YEAR PERIOD IS PURELY A LEASE HOLDING AND CONTRACTUAL AVOIDANCE DEVICE; (5) UNDER ANY CIRCUMSTANCES ANY PURPORTED FORCED POOLING ORDER ISSUED COULD HAVE NO EFFECT BEYOND AUGUST 1 1961 AND WOULD HAVE TO BE SO LIMITED BY ITS PROVISIONS. UNDER THE CIRCUMSTANCES WE STRONGLY URGE THAT THE COMMISSION DENY THE APPLICATION

THE COMPANY WILL APPRECIATE SUGGESTIONS FROM ITS PATRONS CONCERNING ITS SERVICE

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OF CITIES SERVICE IN CASE 2101. PLEASE MAKE THIS A PART
OF THE TRANSCRIPT IN CASE 2101=

B F TURNER DUCTILE TURNER, GEORGE C KOCH,
ZESSER NAE KOCH=

=SW1/4SW1/4 27 I 12 S R 37 E NMPM 20 80=ACRE (11) (21)
R=1724 80=ACRE 40=ACRE 1 1961 (30) 2101 80=ACRE 80=ACRE
(4) R=1724 40 (50) 1 1961 2101 2101=

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CA172 SSM257

D RWA083 DNG PD=ROSWELL MEX 18 322P MST=
NEW MEXICO OIL CONSERVATION COMMISSION=
STATE CAPITOL BLDG SANTA FE NMEX=

THE UNDERSIGNED MINERAL OWNERS UNDER THE SE1/4SW1/4 OF SECTION 27 T 12 S R37E NMPM OBJECT TO THE REQUEST OF CITTES SERVICE IN CASE 2101 AND URGE THE COMMISSION NOT TO ENTER ANY ORDER PURPORTING TO FORCE POOL THEIR ROYALTY INTERESTS IN THE ABOVE ACREAGE TO FORM ANY 80=ACRE UNIT. OUR REASONS FOR OBJECTION ARE: (1) THERE IS NO STATUTORY AUTHORITY FOR FORCE POOLING ROYALTY OWNERS (2) ORDER NO R=1724 CREATING 80=ACRE PRORATION UNITS IS A TEMPORARY ORDER AND UNLESS CAUSE IS SHOWN THE POOL WILL REVERT TO STANDARD 40=ACRE PRORATION UNITS ON AUGUST 1 1961 (3) WE HAD NO ACTUAL NOTICE OF CASE 2101 IN WHICH TEMPORARY 80=ACRE PRORATION UNITS WERE AUTHORIZED AND AT THE JULY HEARING WE ARE GOING TO APPEAR AND STRONGLY OPPOSE MAKING 80=ACRE UNITS PERMANENT (4) ORDER NO R=1724 PERMITS THE DRILLING OF WELLS ON 40 ACRES DURING THE ONE YEAR PERIOD AND THE ATTEMPT OF CITTES SERVICE TO FORCE POOL DURING THE ONE YEAR PERIOD IS PURELY A LEASE HOLDING AND CONTRACTUAL AVOIDANCE DEVICE (5) UNDER ANY CIRCUMSTANCES ANY PURPORTED FORCED POOLING ORDER ISSUED COULD HAVE NO EFFECT BEYOND AUGUST 1 1961 AND WOULD HAVE TO BE LIMITED BY ITS PROVISIONS. UNDER THE CIRCUMSTANCES WE STRONGLY URGE THAT THE COMMISSION DENY

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THE APPLICATION OF CITIES SERVICE IN CASE 2101. PLEASE
MAKE THIS A PART OF THE TRANSCRIPT IN CASE 2101=

B F TURNER, LUCILE TURNER, HUGH O SEARS, FLORENCE
SEAR, HARRY J KATNDL, MARY KATNDL, CLARK & JUDGE
PROPERTIES, A CO-PARTNERSHIP COMPOSED OF ELIZABETH
WYMOND CLARK AND JOHN F JUDGE=

=SE17SW174 27 I 12 S R37E NMPM 2101 80 (1) (2) R=1724
80 40 1 1961 (3) 2101 80 80 (4) R=1724 40 (5) 1 1961
2101 2101.44

THE COMPANY WILL APPRECIATE SUGGESTIONS FROM ITS PATRONS CONCERNING ITS SERVICE